Hovsepian v. Apple, Inc. Doc. 192

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COMCAST CABLE COMMUNICATIONS LLC
and INSIGHT COMMUNICATIONS, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

In re

ACACIA MEDIA TECHNOLOGIES CORPORATION

Case No. C-05-01114 JW

DECLARATION OF DAVID J. SILBERT IN SUPPORT OF ROUND 1 AND 2 DEFENDANTS' SUPPLEMENTAL CLAIM CONSTRUCTION BRIEF ('992 AND '275 PATENTS)

Dockets.Justia.com

I, David J. Silbert, declare that the following is true:

1. I am an attorney licensed to practice in the State of California and before this Court. I am a partner in the law firm of Keker & Van Nest, LLP, counsel for defendant Comcast Cable Communications, LLC and Insight Communications, Inc. in these coordinated actions. I make this declaration of my own personal knowledge, and if called to do so, I would testify to these facts under oath.

2. Attached hereto as Exhibit A is a true and correct copy of pages 9, 12 and 13 of Acacia's Disclosure of Asserted Claims and Preliminary Infringement Contentions Re: '275 and '863 Patents To Comcast Cable Communications, LLC.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on August 4, 2006 in San Francisco, California.

/s/ David Silbert
DAVID J. SILBERT